

Rev. 10/13

United States District Court  
District of Rhode Island

2017 OCT -6 P 2:42

CA 17- 465 WES

James Merida  
Plaintiff

APPLICATION TO PROCEED  
WITHOUT PREPAYMENT OF  
FEES AND AFFIDAVIT

v.

CASE NUMBER: \_\_\_\_\_

Derek Nonnenmacher

Defendant

I, James Merida, declare that I am the (check appropriate box)



Petitioner/Plaintiff/Movant



other \_\_\_\_\_

in the above-entitled proceeding; that in support of my request to proceed without prepayment of fees or costs under 28 U.S.C. § 1915, I declare that I am unable to pay the costs of these proceedings and that I am entitled to the relief sought in the complaint/petition/motion.

In support of this application, I answer the following questions under penalty of perjury:

1. Are you currently incarcerated? ☐ Yes ☒ No (If "No," go to part 2)

If "Yes," state the place of your incarceration:

Are you employed at the institution? ☐ Yes ☒ No

Do you receive any payment from the institution? ☐ Yes ☒ No

If the answer is "Yes," attach a certified ledger sheet from the institution(s) of your incarceration showing at least the past (6) six months' transactions.

2. Are you currently employed? ☒ Yes ☐ No

- a) If the answer is "Yes," state the amount of your take-home salary or wages and pay period and give the name and address of your employer:

**aprox. \$950.00 bi-weekly**  
**USPS mail carrier.**  
**325 Strawberry Field Rd.**  
**Warwick, RI 02986**

- b) If the answer is "No," state the date of your last employment, the amount of your take-home salary or wages and pay period, and the name and address of your last employer. Also, explain how you have been supporting yourself:

3. Have you received in the past (12) twelve months, or do you anticipate receiving in the future, any money from any of the following sources?

- |   |   |  |
|---|---|--|
| a) Business, profession or other self-employment  | <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No |
| b) Rent payments, interest or dividends           | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No            |
| c) Pensions, annuities or life insurance payments | <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No |
| d) Disability or workers compensation payments    | <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No |
| e) Gifts or inheritances                          | <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No |
| f) Any other persons or sources                   | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No            |

If the answer to any of the above is "Yes," describe each source of money and state the amount received and what you expect you will continue to receive:

**\$2000.00 for rental property which I do not reside in. And my wife has a part time job as a server. Her income fluctuates.**

4. List anyone who helps support you or shares support in any way and describe the type and amount of such support for the last twelve months. If no one, write "NO ONE." **My wife. \$7500.00 annually approximately.**

5. Do you have **any** cash or checking or savings accounts? ☒ Yes ☐ No

If "Yes," state the total amount: **\$10,000.00**

6. Do you own any real estate, stocks, bonds, securities, other financial instruments, automobiles or any other thing of value? ☒ Yes ☐ No

If "Yes," describe the property and state its value:

**2 family home. single family home. I own a 2001 Ford van. My wife owns a 2007 Nissan Versa. I work for the USPS so i have thrift savings and retirement, and pension plans. I don't know how much are in those.**

7. Do you have any housing, transportation, utilities, or loan payments, or other regular monthly expenses? ☒ Yes ☐ No

If "Yes," describe and provide the amount of the monthly expense:

**total approx. \$3000.00  
2 mortgage payments, auto insurance, electric for rental, electric for personal home, oil heat and hot water.**

8. Do you have any debts or financial obligations?



Yes



No

If "Yes," describe the amounts owed and to whom they are payable:

**Credit: \$8000.00**

**Student Loans: \$25,000**

9. Have you transferred any assets within the last 12 months prior to filing this application?



Yes



No

If "Yes," describe the asset and state its value:

10. List the persons who are dependent on you for support, state your relationship to each person and indicate how much you actually contribute to their support. Please list minor children by initials only.

**J.J.M.-9 years old. Son.**

**J.K.M.-7 years old. Son.**

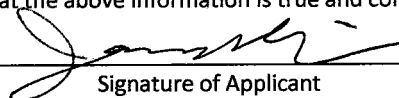
**Jessica Merida-44 years old. Wife.**

**I don't know how much exactly is "contributed" to them. my wife and I are still married and live together. Cost of living is very high.**

I declare under penalty of perjury that the above information is true and correct.

10-6-2017

Date



Signature of Applicant

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**NOTICE TO PRISONER:** A prisoner seeking to proceed without prepayment of fees shall submit an affidavit stating all assets. In addition, a prisoner must attach a statement certified by the appropriate institutional officer showing all receipts, expenditures, and balances during the last six months in your institutional accounts. If you have multiple accounts, perhaps because you have been in multiple institutions, attach one certified statement of each account.

FOR COURT PURPOSES ONLY:



APPROVED



DENIED

U.S. MAGISTRATE JUDGE

DATE